

PATENT
Customer Number 22,852
Attorney Docket No.: 07451.0005-04000
Intertrust Ref. No.: IT-7.2.1 (US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Karl L. GINTER et al.)	Group Art Unit: 2435
)	
Application No.: 10/727,324)	Examiner: April Ying SHAN
)	
Filed: December 2, 2003)	Confirmation No.: 6224
)	
For: TRUSTED INFRASTRUCTURE)	
SUPPORT SYSTEMS, METHODS)	
AND TECHNIQUES FOR)	
SECURE ELECTRONIC)	
COMMERCE TRANSACTION)	VIA EFS-WEB
AND RIGHTS MANAGEMENT)	

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the cited U.S. patent(s) and U.S. patent publications are not provided, as they are not required. See 37 CFR 1.98(a)(2). Copies of co-pending application(s) are also not provided, as the requirement in 37 CFR 1.98(a)(2)(iii) to provide a copy has

been waived where the cited pending application is stored in the USPTO's IFW system.

See Waiver of the Copy Requirement in 37 CFR 1.98 for Cited Pending U.S. Patent Applications, 1287 O.G. 163 (Oct. 19, 2004).

Copies of the listed foreign and non-patent literature documents and Official Actions from foreign patent offices are submitted herewith.

The United States Court of Appeals for the Federal Circuit held in *Dayco Products, Inc. v. Total Containment, Inc.*, 329 F.3d 1358, 66 U.S.P.Q.2d 1801 (Fed. Cir. 2003), that an "adverse decision" by another examiner may meet the materiality standard under the amended Rule 56, and thus, Applicants should disclose prior rejections of "substantially similar claim[s]" to the Office. *See also* M.P.E.P.

§ 2001.06(b). Accordingly, although Applicants are not representing that the Office Actions in the co-pending applications are material to the present application and are not admitting that any of the other claims are substantially similar, out of an abundance of caution, Applicants have listed the substantive Office Actions in co-pending applications on the attached form. Copies are not provided of these Office Actions for the same reasons that copies of pending applications and information cited in a prior application are not required, that is, copies are readily available to the Examiner through the USPTO's IFW system.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

English translations of the non-English documents are enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed

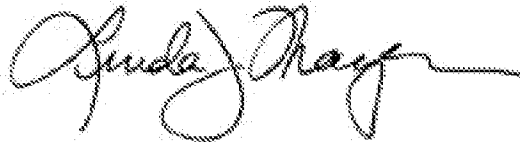
documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited document(s) do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any additional fee due in connection with the filing of this Statement, please charge the fee to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.



Dated: February 28, 2011

By: _____
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